

Signed at Washington, DC this 16th day of June 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 95-16055 Filed 6-28-95; 8:45 am]

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[TA-W-29,762]

Kirschner Medical Corporation a/k/a Biomet, Marlow, Oklahoma; Amended Certification Regarding Eligibility to Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor issued a Notice of Certification Regarding Eligibility to Apply for Worker Adjustment Assistance on June 28, 1994, applicable to all workers of Kirschner Medical Corporation, located in Marlow, Oklahoma, Texas. The notice was published in the **Federal Register** on July 19, 1994 (59 FR 36793).

New information received from the company show that some of the workers at Kirschner Medical Corporation had their unemployment insurance (UI) taxes paid to Biomet, the parent company.

Accordingly, the Department is amending the certification to properly reflect this matter.

The amended notice applicable to TA-W-29,762 is hereby issued as follows:

"All workers of Kirschner Medical Corporation, a/k/a Biomet, Marlow, Oklahoma engaged in cutting and sewing related to the production of orthopedic support products who became totally or partially separated from employment on or after April 4, 1993 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed at Washington, DC this 20th day of June 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

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Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether

the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than July 10, 1995.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than July 10, 1995.

The petitions filed in this case are available for inspection at the Office of the Director, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC this 19th day of June, 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

APPENDIX

Petitioner (union/workers/firm)	Location	Date received	Date of petition	Petition No.	Articles produced
NETP Inc. (Wkrs)	Niagara Falls, NY	06/19/95	05/30/95	31,128	Wire Harnesses.
Library Bureau, Inc. (IUE)	Herkimer, NY	06/19/95	06/01/95	31,129	Library Shelves & Office Furniture.
Peerless, Co. (IAM)	Tualatin, OR	06/19/95	05/17/95	31,130	Logging Equipment.
Karen Fashions, Inc. (ILGWU)	Secaucus, NJ	06/19/95	05/31/95	31,131	Women's Wool Coats.
Chicago Laser Systems (Wkrs)	Des Plaines, IL	06/19/95	05/30/95	31,132	Lasers.
Samet Corp. (LGPN)	Edison, NJ	06/19/95	06/01/95	31,133	Handbag & Accessories.
Farah Manufacturing Co. (Wkrs)	El Paso, TX	06/19/95	06/05/95	31,134	Men's & Boys' Pants, Shorts, Jackets.
Greif Bros. Corporation (Wkrs)	Amhurst, NY	06/19/95	05/08/95	31,135	Steel & Fibre Drums, Cartons.
DTH Enterprise, Inc. (Wkrs)	Roswell, NM	06/19/95	05/25/95	31,136	Wiring Harnesses.
Carter-Wallace, Inc. (OCAW)	East Windsor, NJ	06/19/95	06/09/95	31,137	Vitro Diagnostic Devices.
Layton Sportswear (Co.)	Layton, UT	06/19/95	06/02/95	31,138	Men & Boy's Sweat Shirts, Sweat Pants.
Macclenny Products, Inc. (ACTWU)	Macclenny, FL	06/19/95	06/03/95	31,139	zMen's Suits/Sport Coats, Slacks.
Western Gas Resources (Wkrs)	Gillette, WY	06/19/95	06/06/95	31,140	Natural Gas.
Colorado Gas Compression, Inc. (Wkrs).	Shawnee, OK	06/19/95	05/31/95	31,141	Propane & Other Gases.
Downhole Pressure Service, Inc. (Co.)	Casper, WY	06/19/95	06/07/95	31,142	Gas Pipeline Services.
Levi Strauss & Co. (Wkrs)	El Paso, TX	06/19/95	05/23/95	31,143	Print Garment Care Labels.
Fruit of the Loom (Wkrs)	Jamestown, KY	06/19/95	05/30/95	31,144	Hooded Sweatshirts.
Moore Business Forms & Systems Div. (Co.).	Buckhannon, WV	06/19/95	02/20/95	31,145	Business Forms.
Olivetti North America (Wkrs)	Liberty Lake, WA	06/19/95	06/06/95	31,146	Computer Systems Software.
Summit Station Manufacturing, Inc. (Wkrs).	Pine Grove, PA	06/19/95	06/06/95	31,147	Men/Women's Sports Outwear.
Delta Drilling Co. (Co.)	Tyler, TX	06/19/95	06/06/95	31,148	Crude Oil & Natural Gas.
SCT Yarns, Inc. (Co.)	Jefferson, GA	06/19/95	06/06/95	31,149	Textile Yarn.
SCT Yarns, Inc. (Co.)	Piedmont, AL	06/19/95	06/06/95	31,150	Textile Yarns.

APPENDIX—Continued

Petitioner (union/workers/firm)	Location	Date received	Date of petition	Petition No.	Articles produced
Caffall Brothers, Forest Products (Wkrs).	Oregon City, OR	06/19/95	06/13/95	31,151	Softwood Lumber.
Lake Manufacturing (Co.)	Lake, MS	06/19/95	06/13/95	31,152	Ladies' & Children's Turtle Neck Shirts.

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Occupational Safety and Health Administration

[Docket No. NRTL-4-93]

Underwriters Laboratories Incorporated**AGENCY:** Occupational Safety and Health Administration, Department of Labor.**ACTIONS:** Notice of renewal of recognition as a Nationally Recognized Testing Laboratory.**SUMMARY:** This notice announces the Agency's final decision on Underwriters Laboratories Incorporated for renewal of its recognition as a Nationally Recognized Testing Laboratory (NRTL) under 29 CFR 1910.7.**FOR FURTHER INFORMATION CONTACT:** NRTL Recognition Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Room N3653, Washington, D.C. 20210**SUPPLEMENTARY INFORMATION:****Notice of Final Decision**

Notice is hereby given that Underwriters Laboratories Incorporated (UL) which made application pursuant to 29 CFR 1910.7 for renewal of its recognition as a Nationally Recognized Testing Laboratory, has had its recognition renewed as an NRTL for the equipment or material listed below.

The addresses of the laboratories covered by this application are:

333 Pfingsten Road, Northbrook, Illinois 60062

1285 Walt Whitman Road, Melville, Long Island, New York 11747

1655 Scott Boulevard, Santa Clara, California 95050

12 Laboratory Drive, P.O. Box 13995 Research Triangle Park, North Carolina 27709

2600 N. W. Lake Road, Camas, Washington 98607

UL International Limited, Veristrong Industrial Centre, Block B, 14th Floor, 34 Au Pui Wan Street, Fo Tan Sha Tin, New Territories, Hong Kong

UL International Services, Ltd. 3rd Floor, No. 35 Chung Yang South Road, Section 2, Pei Tou 11237, Taipei, Taiwan

Background

When OSHA published its standard for NRTLs at 29 CFR 1910.7, it temporarily recognized Underwriters Laboratories Incorporated (UL) and Factory Mutual Research Corporation (FMRC). Both organizations had already been referenced by the Occupational Safety and Health Administration (OSHA) as acceptable organizations for testing or certifying certain workplace equipment and materials. Appendix A of section 1910.7 stated, in part, that Underwriters Laboratories Incorporated was recognized temporarily as a nationally recognized testing laboratory by the Assistant Secretary for a five-year period from June 13, 1988 through June 13, 1993. At the end of this five-year period UL was required to apply for renewal of that OSHA recognition utilizing certain specified procedures. UL applied for renewal of its recognition as an NRTL within the specified time frame (application dated September 30, 1992) and retained temporary recognition pending OSHA's final decision in this renewal process. The final on-site review reports, consisting of on-site evaluations of UL testing facilities, including administrative and technical practices, located in Northbrook, IL; Melville, L.I., NY; Research Triangle Park, NC; Santa Clara, CA; Taipei, Taiwan (2 sites); Hong Kong; and Tokyo, Japan (not UL owned) (Exhibit 2B, dated September 14, 1994), and in Camas, WA (Exhibit 2C, dated March 10, 1995), and the OSHA staff recommendation, were subsequently forwarded to the Assistant Secretary for a preliminary finding on the application. A notice of UL's application for renewal together with a positive preliminary finding was published in the **Federal Register** on March 29, 1995 (60 FR 16171). Interested parties were invited to submit comments.

There was one response to the **Federal Register** notice of the UL application and preliminary finding (Docket No. NRTL-4-93). The response,

from UL (Ex. 9-1), suggested that OSHA did not fully and correctly identify the scope of UL's recognition.

UL has a program for testing and evaluation that involves independent organizations that supply data to it. UL tests products for, and accepts test data from, independent, internationally recognized laboratories pursuant to the terms of various memoranda of understanding or cooperative agreements. The laboratory developing the test data conducts these tests according to the appropriate nationally recognized standards. The program requirements include the assessment of the laboratory's quality program, physical resources, equipment, personnel, independence, and data recording procedures for conformance with international and UL criteria. Each laboratory is subject to a formal initial assessment to determine its capability and qualifications to perform testing on a category-by-category, or standard-by-standard basis. Each laboratory facility is reassessed on a regular basis to verify continued conformance with program criteria.

This program must be consistent with the requirements of the second procedure titled "Acceptance of Testing Data From Independent Organizations, Other Than NRTLs", as detailed in the March 9, 1995 **Federal Register** document, "Nationally Recognized Testing Laboratories; Clarification of the Types of Programs and Procedures" (60 FR 12980).

UL also states that it may accept components tested at other laboratories after review of the test data and other relevant documentation and any additional evaluation necessary. The evaluation includes assurance that the other laboratory's performance meets the level that UL would provide had it performed the service.

The Occupational Safety and Health Administration has evaluated the entire record in relation to the regulations set out in 29 CFR 1910.7 and makes the following findings:

Capability

Section 1910.7(b)(1) states that for each specified item of equipment or material to be listed, labeled or